IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.8025 OF 2005

Santosh Mane .. Applicant

Versus

State of Maharashtra & Ors. .. Respondent

Mr.K.S.Patil for applicant

Mrs.S.D.Shinde, A.P.P.for State.

CORAM : S.C.DHARMADHIKARI, J.

DATE : 21st December 2005.

P.C.

. Heard Mr.Patil for applicant and Ms.Shinde for State. Ms.Shinde states that she has no instructions. However, she states that

other accused involved in this offence as well as similar offence have been enlarged on bail.

2. Advocate for applicant has invited my attention to para 5 of the order passed by learned Sessions Judge. Although, it is recorded that the earlier bail application was not pressed on the ground of parity, now the applicant has invited my attention to this aspect of the matter.

3. Apart from above, it appears that the prosecution case about accused apprehending the complainant and another person who was carrying cash shows that as far as present applicant is concerned, similar act is attributed to him. Applicant has pointed out that he is a permanent resident of Pune and has no antecedents. In this view of the matter, following order:-

i) Applicant shall be released on bail in connection with C.R.No.29 of 2005 registered with Manchar police station in the sum of Rs.20,000/- with one surety in the like amount.

ii) Applicant shall attend Manchar police station once a week on every Friday between 5.00 p.m. and 7.00 p.m.

iii) Applicant shall not directly or indirectly make any inducement or threat to any prosecution witnesses and shall not in any manner tamper with prosecution evidence.

iv) Applicant shall cooperate with the learned Trial Judge for expeditious disposal of the trial. Any attempt by the applicant to delay the trial may be ground for cancellation of bail.

v) Any observation made in this order shall not be construed as any finding or any expression of opinion on the merits of the case at the time of trial.

vi) Application disposed of.

vii) Parties to act upon an authenticated copy of this order.

(S.C.DHARMADHIKARI, J)